

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

MAHENDRA GAJARAWALA,	:	CIVIL ACTION NO. 00-2522
	:	
Plaintiff,	:	
	:	CHIEF JUDGE AMBROSE
v.	:	
	:	
METROPOLITAN LIFE INSURANCE	:	
COMPANY,	:	
	:	
Defendant.	:	
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ROBERT G. WYCKOFF,	:	CIVIL ACTION NO. 00-2248
	:	
Plaintiff,	:	
	:	CHIEF JUDGE AMBROSE
v.	:	
	:	
METROPOLITAN LIFE INSURANCE	:	
COMPANY and KENNETH F.	:	
KACZMAREK,	:	
	:	
Defendants.	:	

JOINT MOTION OF PARTIES TO STAY THE TRIALS

Filed on Behalf of Plaintiffs and
Defendants by:

B. John Pendleton, Jr., Esq.
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Attorneys for Defendants

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Attorneys for Plaintiffs

Plaintiffs Mahendra Gajarawala and Robert G. Wyckoff, as well as defendants Metropolitan Life Insurance Company and Kenneth F. Kaczmarek (collectively “the parties”),¹ by and through their attorneys Behrend & Ernsberger, P.C., and McCarter & English, LLP, respectfully request that this Court issue an Order staying the currently scheduled trials in these matters. In support of the motion, the parties state as follows:

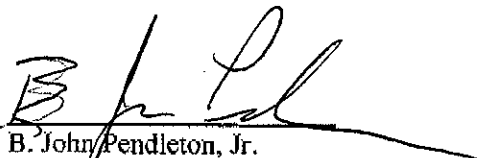
1. Currently, Gajarawala v. Metropolitan Life Ins. Co., Civil Action No. 00-2522, is scheduled to begin trial on January 29, 2007.
2. Similarly, Wyckoff v. Metropolitan Life Ins. Co., et al., Civil Action No. 00-2248, is scheduled to begin trial on March 26, 2007.
3. On January 4, 2007, the parties entered into a settlement in principle with respect to over two hundred cases, which is expected to be finalized within 90 days from the signing of that document. The settlement in principle includes the Gajarawala and Wyckoff matters, currently scheduled for trial.
4. As a result of the settlement in principle, the Honorable R. Stanton Wettick, Jr. of the Court of Common Pleas of Allegheny County, Pennsylvania, has stayed 38 cases that are currently scheduled for trial in that Court during the January and March trial terms.

WHEREFORE, in light of the fact that the parties have entered into a settlement in principle which includes the aforementioned cases currently scheduled for trial, the parties respectfully request that this Court stay the trials in anticipation of the implementation of the settlement.

¹ David A. Elmer was dismissed as a party in the Gajarawala matter via Order of Court dated January 3, 2007.

Respectfully submitted,

By:



B. John Pendleton, Jr.

Pa. I.D. 41162

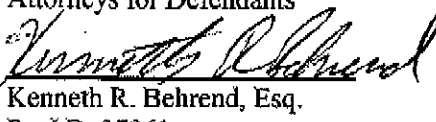
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Dated: January 9, 2007

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing JOINT MOTION OF PARTIES TO STAY THE TRIALS has been served upon the following via the electronic filing services on this January 16, 2007:

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